

UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In Re:	:	
THAYER POWER AND COMMUNICATION	:	BANKRUPTCY NO. 08-11904 TPA
LINE CONSTRUCTION COMPANY,	:	
Debtors.	:	THE HONORABLE THOMAS P. AGRESTI
	:	
THAYER POWER AND COMMUNICATION	:	CHAPTER 11
LINE CONSTRUCTION COMPANY,	:	
	:	RELATED TO DOCUMENT NOS. 302,338, &
Movant,	:	377
	:	
v.	:	DATE & TIME OF HEARING:
	:	
THE ANDERSON GROUP, LLC; KEYBANK,	:	February 12, 2010 @ 2:00 p.m.
N.A.; INTERNAL REVENUE SERVICE; THE	:	
COMMONWEALTH OF PENNSYLVANIA,	:	OBJECTION/RESPONSE DATE:
OFFICE OF THE ATTORNEY GENERAL; AND	:	
THE OFFICIAL COMMITTEE OF UNSECURED	:	February 11, 2010
CREDITORS,	:	
	:	
Respondents.	:	

PROOFS OF PUBLICATION

Please find attached the Proofs of Publication from the Erie County Legal Journal and Erie Times News in regards to the Notice of Auction and Sale Hearing to Sell Substantially All of the Debtor's Personal Property.

Respectfully submitted,

QUINN, BUSECK, LEEMHUIS, TOOHEY &
KROTO, INC.

BY: /s/Lawrence C. Bolla
Lawrence C. Bolla, Esquire
PA Id. No. 19679
2222 West Grandview Boulevard
Erie, Pennsylvania 16506-4508
Telephone: 814-833-2222
Facsimile: 814-833-6753
E-Mail Address: lbolla@quinnfirm.com
Counsel for Debtor, Thayer Power &
Communication Line Construction Co., Inc.

Erie County Legal Journal
Proof of Publication of Notice

STATE OF PENNSYLVANIA }
COUNTY OF ERIE } SS:

Heidi M. Weismiller, Associate Editor of the Erie County Legal Journal, being duly sworn according to law, deposes and says that the Erie County Legal Journal is the duly designated legal newspaper for Erie County, Pennsylvania, which legal newspaper was established in 1945, and is published by the Erie County Bar Association, 302 West 9th Street, Erie, Erie County, Pennsylvania 16502; and that a copy of the printed notice of publication is attached hereto exactly as printed or published in the issue or issues of said legal newspaper on the following date or dates:

COPY OF NOTICE

BANKRUPTCY NOTICE

In Re: Thayer Power and Communication Line Construction Company, Inc.

Chapter 11 Case No. 08-11904 TPA Motion for Order (1) Approving Sale of Substantially All Personal Property of the Debtor Free and Clear of Liens, Claims, Encumbrances, and Interests Outside the Ordinary Course of Business, (2) Authorizing Debtor to Assume and Assign Certain Executory Contracts and Unexpired Leases, and (3) Granting Related Relief (Document No. 302)

**NOTICE OF AUCTION AND
SALE HEARING TO SELL
SUBSTANTIALLY ALL OF
THE DEBTOR'S PERSONAL
PROPERTY**

PLEASE TAKE NOTICE that Thayer Power and Communication Line Construction Company, Inc. has filed a Motion for Order (1) Approving Sale of Substantially All Personal Property of the Debtor Free and Clear of Liens, Claims, Encumbrances, and Interests Outside the Ordinary Course of Business, (2) Authorizing Debtor to Assume and Assign Certain Executory Contracts and Unexpired Leases, and (3) Granting Related Relief (the "Sale Motion").

The assets to be sold include all of the tangible personal property of the Debtor, including all furniture, equipment, inventory, accounts receivable, prepaid expenses and deposits, certain executory contracts and unexpired leases, all data and records, all intangible rights and property, intellectual

Friday, January 15, 2010

The affiant further states that s/he is the designated agent of Erie County Bar Association, the owner of said legal newspaper, that s/he is not interested in the subject matter of the aforesaid notice or advertising, and that all the allegations of the aforesaid statement as to time, place and character of publication are true.

Heidi M. Weismiller

Associate Editor

Sworn to and subscribed before me this

1st day of February, 2010

Sandra Brydon Smith

Notary Public

MY COMMISSION EXPIRES

NOTARIAL SEAL
Sandra Brydon Smith, Notary Public
Commonwealth of Pennsylvania
My Commission Expires July 14, 2010

agreements, all Debtor-owned vehicles and James Thayer owned vehicles. The purchase price is \$2,100,000.00 cash, based upon the Debtor's Balance Sheet as of September 30, 2009, subject to adjustments for changes, plus the cure costs for assumed contracts and up to \$350,000.00 for Post-Petition Administrative Claims and subject to adjustment for Inventory Proceeds and Purchased Equipment Leases.

IT IS NOT ANTICIPATED THAT THIS SALE WILL GENERATE A DISTRIBUTION FOR GENERAL UNSECURED CREDITORS.

The Auction and Sale Hearing will be held before the Honorable Thomas P. Agresti, United States Bankruptcy Judge in the United States Bankruptcy Court for the Western District of Pennsylvania, 17 South Park Row, Erie, Pennsylvania 16501 on **February 4, 2010 at 2:30 p.m.**, at which time higher and better offers will be heard.

A Bidding Procedures Order has been entered by the Court that contains important deadlines and information. If you are interested in purchasing the assets of the Debtor as described herein, you should immediately contact counsel for the Debtor to obtain additional information in regards to bidding procedures.

To be a Qualified Bidder, on or before **Friday, January 29, 2010** (the "Bid Deadline"), interested parties must satisfy the requirements set forth in Paragraphs II.A.i.(a-f) of the Bidding Procedures Order including, but not limited to, paying an earnest money deposit of \$200,000 (a "Qualified Bidder Deposit") by cashier's or certified check (made payable to the Quinn Law Firm) or wire transfer of immediately available funds, which deposit shall be held in the IOLTA account of Debtor's counsel.

All responses and/or objects to the relief sought in the Sale Motion shall be filed with the Court on or before **February 2, 2010**.

This notice provides only a partial summary of the relief sought in the Sale Motion and granted pursuant to the Bidding Procedures Order.

Copies of the Sale Motion and the Bidding Procedures Order are available for inspection for a charge by accessing the Court's Website at <http://www.pawb.uscourts.gov/> or by requesting a copy from Debtor's counsel at the address listed below.

The Quinn Law Firm

Lawrence C. Bolla, Esquire

lbolla@quinnfirm.com

Nicholas R. Pagliari, Esquire

npagliari@quinnfirm.com

2222 West Grandview Blvd.

Erie, Pennsylvania 16506

Telephone: (814) 833-2222

Fax: (814) 835-2076

Counsel for Debtor, Thayer Power
& Communication Line
Construction Co., Inc.

OATH of PUBLICATION
In
THE ERIE TIMES-NEWS
COMBINATION EDITION

QUINN BUSECK LEEHUIS TOOHEY
2222 W GRANDVIEW BLVD
ERIE PA 16506-4508

REFERENCE: L0962116 61033.0001
0000996201 INRE:THAYERPOWERANDC

STATE OF PENNSYLVANIA)
COUNTY OF ERIE) SS:

Rosanne Cheeseman being duly sworn, deposes and says that she is the Publisher of the Times Publishing Company, which publishes: the Erie Times-News, established October 2, 2000, a daily newspaper of general circulation, successor, by consolidation, of the Morning News, established January 1957, and the Erie Daily Times, established April 1888, daily newspapers of general circulation and published at Erie, Erie County, Pennsylvania, and that the notice of which the attached is a copy published, in the regular editions of said newspaper of the dates referred to below. Affiant further deposes that she is duly authorized by the TIMES PUBLISHING COMPANY, publisher of The Erie Times-News to verify the foregoing statement under oath, and affiant is not interested in the subject matter of the aforesaid notice or advertisement, and that all allegations in the forgoing statement as to time, place and character of publication are true.

PUBLISHED ON: 01/17

TOTAL COST: 520.00 AD SPACE: 171 LINE
FILED ON: 01/17/10

Sworn to and subscribed before me this

18 day of January 2010 Affiant: Rosanne Cheeseman

NOTARY: Tami J. Brown

NOTARIAL SEAL
TAMI J. BROWN, NOTARY PUBLIC
ERIE, ERIE COUNTY, PENNA.
MY COMMISSION EXPIRES ON MARCH 30, 2010

Equipment Leases.
IT IS NOT ANTICIPATED
THAT THIS SALE WILL
GENERATE A
DISTRIBUTION FOR
GENERAL, UNSECURED
CREDITORS.

The Auction and Sale
Hearing will be held be-
fore the Honorable
Thomas P. Agresti,
United States Bankruptcy
Judge in the United States
Bankruptcy Court for the
Western District of Penn-
sylvania, 17 South Park
Row, Erie, Pennsylvania
16501 on February 4, 2010
at 2:30 p.m., at which time
higher and better offers
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dures.

To be a Qualified Bidder,
on or before Friday, Jan-
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Deadline"), interested
parties must satisfy the
requirements set forth in
Paragraphs II.A.1.(a)-(f) of
the Bidding Procedures
Order including, but not
limited to, paying an ear-
nest money deposit of
\$200,000 (a "Qualified
Bidder Deposit") by
cashier's or certified
check (made payable to
the Quinn Law Firm) or
wire transfer of immedi-
ately available funds,
which deposit shall be
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of Debtor's counsel.

All responses and/or ob-
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in the Sale Motion shall be
filed with the Court on or
before February 2, 2010.

This notice provides only a
partial summary of the
relief sought in the Sale
Motion and granted pur-
suant to the Bidding Pro-
cedures Order. Copies of
the Sale Motion and the
Bidding Procedures Or-
der are available for in-
spection for a charge by
accessing the Court's
Website at
<http://www.pawb.us-courts.gov/> or by re-
questing a copy from
Debtor's counsel at the
address listed below.

THE QUINN LAW FIRM
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Telephone: (814)833-2222
Fax: (814)835-2076
Counsel for Debtor,
Thayer Power & Commu-
nication Line Construc-
tion Co., Inc.
(1-996201-NT-17)

IN Re: Thayer Power and
Communication Line
Construction Company,
Inc.

Chapter 11 Case No. 08-
11904 TPA

Motion for Order (1) Ap-
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Debtor to Assume and
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Contracts and Unexpired
Leases, and (3) Granting
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**NOTICE OF AUCTION
AND SALE HEARING TO
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ALL OF THE DEBTOR'S
PERSONAL PROPERTY**

PLEASE TAKE NOTICE
that Thayer Power and
Communication Line
Construction Company,
Inc. has filed a Motion for
Order (1) Approving Sale
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sonal Property of the
Debtor Free and Clear of
Liens, Claims, Encum-
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Course of Business, (2)
Authorizing Debtor to As-
sume and Assign Certain
Executory Contracts and
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(3) Granting Related Re-
lief (the "Sale Motion").

The assets to be sold in-
clude all of the tangible
personal property of the
Debtor, including all fur-
niture, equipment, inven-
tory, accounts receivable,
prepaid expenses and de-
posits, certain executory
contracts and unexpired
leases, all data and
records, all intangible
rights and property, intel-
lectual property, rights
under any non-disclo-
sure, confidentiality, and
non-compete or non-so-
licitation agreements, all
Debtor-owned vehicles
and James Thayer owned
vehicles. The purchase
price is \$2,100,000.00
cash, based upon the
Debtor's Balance Sheet
as of September 30, 2007,
subject to adjustments for
changes, plus the cure
costs for assumed
contracts and up to
\$350,000.00 for Post-Peti-
tion Administrative